



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 2  
290 BROADWAY

NEW YORK, NY 10007-1866

DEC 30 2014

**CERTIFIED MAIL-RETURN RECEIPT REQUESTED**

Article number: 7005 3110 0000 5966 6197

Samuel Sanguedolce, Director  
Environmental Health & Safety  
Nassau Community College  
1 Education Drive  
353 Harmon Avenue, 2<sup>nd</sup> Floor  
Garden City, NY 11530

Re: Notice of Violation  
Nassau Community College  
EPA ID # NYD119256543

Dear Mr. Sanguedolce:

This Notice of Violation is issued pursuant to Section 3008 of the Solid Waste Disposal Act, as amended by the Resource Conservation and Recovery Act (RCRA) of 1976 and the Hazardous and Solid Waste Amendments (HSWA) of 1984, 42 U.S.C. §§ 6901, 6928.

Pursuant to RCRA, as amended by HSWA, the U. S. Environmental Protection Agency (EPA) promulgated rules, regulations, and standards governing the handling and management of hazardous waste as set forth in 40 C.F.R. Parts 260-272.

For the purposes of this Notice of Violation, the hazardous waste regulations governing the generation of hazardous waste were promulgated in 1980 and amended by HSWA in 1984.

The State of New York is authorized by EPA to conduct a hazardous waste program under Section 3006 of RCRA, 42 U.S.C. § 6926 and is authorized to enforce RCRA. EPA has retained its authority to enforce the hazardous waste rules and regulations in the State of New York.

From a review of hazardous waste manifests, we have determined that your facility is a Small Quantity Generator (SQG) of hazardous waste. On or about December 3, 2014, a duly authorized inspector conducted a Compliance Evaluation Inspection (CEI) of Nassau Community College (NCC) located at One Education Drive, Garden City, NY 11530. As a result of the CEI, the following violations of the RCRA regulations were determined:

1. Pursuant to 6 NYCRR § 373-3.9(d)(1), a container holding hazardous waste must always be closed during storage except when necessary to add or remove waste.

At the time of the inspection, NCC was holding hazardous waste for storage in a 15 gallon container in the print shop and the container was not closed and the facility was not adding or removing waste.

2. Pursuant to 6 NYCRR § 372-2(a)(8)(i)(a)(2), a small quantity generator must mark each container of hazardous waste in satellite accumulation areas with the words "Hazardous Waste" and with other words to describe their contents.

At the time of the inspection, NCC was storing one 15 gallon container in the print shop satellite accumulation area and the container was not marked with the words "Hazardous Waste" and other words to describe its contents.

3. Pursuant to 6 NYCRR § 374-3.2(e)(1), a small quantity handler of universal waste must label each battery or each container or package containing batteries with the words "Universal Waste-Batteries" or "Waste Batteries" or "Used Batteries"

At the time of the inspection, NCC was storing 39 lead-acid batteries and 6 NiCd battery packs and the batteries and battery packs were not labeled with the words "Universal Waste-Batteries" or "Waste Batteries" or "Used Batteries"

4. Pursuant to 6 NYCRR § 374-3.2(e)(5), a small quantity handler of universal waste must label each lamp or each container or package containing such lamps with the words "Universal Waste-Lamps" or "Waste Lamps" or "Used Lamps."

At the time of the inspection NCC was storing 23 containers of spent lamps in the Universal Storage Area and the containers were not labeled with the words "Universal Waste-Lamps" or "Waste Lamps" or "Used Lamps."

5. Pursuant to 6 NYCRR § 374-3.2(d)(i), small quantity handlers of universal waste must manage spent fluorescent light bulbs in containers or packages that are structurally sound, adequate to prevent breakage and compatible with the contents of the lamps. Containers or packages must be kept closed and show no evidence of leakage, spillage, or damage.

At the time of the inspection, NCC stored spent lamps in thirteen containers that were not closed and five lamps were not stored in a container.

6. Pursuant to 6 NYCRR § 374-3.2(f)(3), a small quantity handler of universal waste must be able to demonstrate the length of time that the universal waste has been accumulated by marking the date, maintaining an inventory, or other method.

At the time of the inspection, NCC did not mark the dates on 23 containers of spent lamps, 39 lead acid batteries and 6 NiCd battery packs stored in the universal waste storage area, maintain an inventory, nor did NCC use another method to determine the length of time the wastes were stored.

Please submit, within thirty (30) days of the receipt of this correspondence, a response which includes [1] a description of the actions you have taken to correct the violations described above, [2] documentation demonstrating that the violations have been corrected and [3] steps taken to prevent a recurrence of the violations or [4] a rebuttal of the allegations.

Failure to comply and submit the documentation requested in this Notice of Violation may subject you and/or your company to the enforcement provisions of Section 3008 of RCRA, 42 U.S.C. § 6928.

If you have any questions regarding this letter, please contact Mr. Abdool Jabar at (212) 637-4051.

Sincerely yours,

A handwritten signature in blue ink, appearing to read 'L. Voo', is written over the signature line.

Leonard Voo, Chief  
Hazardous Waste Compliance Branch

cc: Russ Brauksieck, Supervisor  
Hazardous Waste Compliance Unit  
New York State Department of Environmental  
Conservation

